

Truro Board of Health Minutes
Tuesday, November 6, 2007
4:00 pm-Truro Town Hall

Members: Dianne Eib-Chairman Lucy Brown-Vice-Chairman, Mark Peters-Clerk, Tracey Rose, Amanda Reed, Alternate (arrived 4:07 p.m.), Tim Rose (arrived 4:06 p.m.),

Present: Pat Pajaron (absent), Susan Travers, Gail Stevens, Tim Brady, Attorney Joe Mullen, Ed Sargent, Mark Slivka, Vincent Dalo, Barbara Dalo, Jaime Conlon, Phil Smith, Pamela Nolan, Charleen Greenhalgh

Meeting Convened Dianne Eib convened the meeting at 4:00 p.m.

Review/Approve Minutes for October 16, 2007

Mark Peters moved to approve the October 16, 2007 minutes, seconded by Lucy Brown.

Vote: 4-0, unanimous.

REPORTS

Water Resources Oversight Committee

Lucy Brown gave an over view of the P.L.O.G. meeting to the members. The National Seashore reported on the on-going situation of the Pamet lens study. Provincetown has agreed to change the name of Pilgrim Lake to East Harbor.

Health Agent's Report

No report due to Patricia Pajaron's absence.

(Continued) Discussion of Deed Restriction on property-Filardi, 9 S. Bridge Path

Tim Brady, East Cape Engineering, returned with the amount of property that is upland which was requested by the Board on October 2, 2007. The engineer questioned the discrepancy between the number of bedrooms determined for this property as four and versus our regulation which states the total number of rooms that determine the number of bedrooms. Based on Mr. Brady's calculations there is 68,000 sq. ft. of upland at 9 S. Bridge Path. If the amount of bedrooms calculated is six then Tim Brady asked that a variance restriction be placed on the property to read: any further development on the property would require the Truro Board of Health's approval. **Lucy Brown moved to approve the following variances: 1. No increase in design flow or square footage of the existing dwelling be allowed (due to the 25% reduction in the SAS). 2. The septic tank must be pumped at two year intervals. 3. The existing system must be pumped dry and filled with clean soil before the new system is in service, or the system removed and the resulting void filled, and no deed restriction be placed on the property, seconded by Mark Peters. Vote: 5-0, unanimous.**

Discussion of Bedroom Definition-Dalo, 3 Sandpiper Ave.

Vincent & Barbara Dalo, owner's of the property appeared before the Board to discuss the proposed addition to 3 Sandpiper Ave. The Dalo's are seeking guidance on their building plans from the Board, because the bedroom count exceeds the amount for their property. The owner wishes to finish the space above the garage into a habitable room and half bath. **(Continued on page 2)**

Discussion of Bedroom Definition-Dalo, 3 Sandpiper Ave.

The finished room would meet the definition of a bedroom under current BOH regulations. The Assessor's have listed the property as having three bedrooms when the plans clearly show four bedrooms. The Board suggested opening up the cased opening to a minimum of 5' as to not offer the minimum isolation necessary for sleeping purposes and place a deed restriction on the property limiting the number of bedrooms to four. The Board asked the Dalo's to return with a new set of building plans with four bedrooms.

Request for a Title 5 variance-Truro Community Center

Jaime Conlon, Clerk of the Works for the Truro Community Center project, Town Administrator Pamela Nolan and Assistant Town Administrator Charleen Greenhalgh appeared before the Board to request a Title 5 variance. A site and sewage plan has been prepared for the installation of the septic system to include a 2000 gallon grease trap. The variance will allow the installation of the pump chamber more than 36" below finished grade. Also, the variance will locate the septic components greater than 3' below grade. The reason for the variance request is to fulfill the requirement to provide an exterior grease trap which resulted in the lowering of the sewer lines which required that the pump chamber be installed at a lower grade. The health agent recommends the proposed variance. **Mark Peters moved to approve the request for a Title 5 variance at the Truro Community Center, 7 Standish Road, seconded by Lucy Brown. Vote: 5-0, unanimous.**

Appeal of Health Agent's Decision, Section VI, Article 5 (4) Floor Plan, 3 Grouse Run

Attorney Madden from Latanzi, Spaulding and Landreth and Mark Slivka, Geiger-Phillips who are representing Mr. Sargent the owner of the property, discussed the appeal of the health agent's decision for 3 Grouse Run. Pat Pajaron reviewed and approved a floor plan based on the 2004 version of the BOH regulations which was drawn by Geiger-Phillips on December 12, 2005. On September 27, 2007, Mr. Phillips submitted a building permit application for the construction of a SFR for Mr. Sargent. The floor plan submitted does not conform to current BOH Definition of a Bedroom regulation. Mr. Phillips felt that the 2005 floor plans should be applied since they were reviewed, approved and submitted to the Health Department. The Board made several suggestions on what would be appropriate for this project to be approved. **Lucy Brown moved to uphold the health agent's decision that the building plans are not acceptable under the current Truro Board of Health regulations, seconded Tim Rose. Vote: 5-0, unanimous.**

Miscellaneous Business**Discussion of Truro Treasures Dump Dance with Phil Smith**

Phil Smith and Gail Stevens discussed with the Board some of the concerns the BOH have with holding the Dump Dance at the Truro Transfer Station during Truro Treasures weekend. **(Continued on page 3)**

Discussion of Truro Treasures Dump Dance with Phil Smith

The Department of Public Works staff at the transfer station, do their best to make sure there is not any broken glass or other sharp objects on the ground before the dance but safety is an issue. There are hazardous materials, hazardous waste, an open metal pile, reduced space for the public, a large hopper for trash that small children can get hurt on, broken glass and spilled liquids that are unsafe for the attendees of the dance.

An alternative site should be researched for next year's dance, Corn Hill parking lot was discussed as a possible site. **Lucy Brown moved to disallow the Truro Treasure's committee to use the Truro Transfer Station for the annual Dump Dance because of the following reasons; hazardous materials, hazardous waste, an open metal pile, reduced space for the public, a large hopper for trash that small children can get hurt on, broken glass and spilled liquids that are unsafe for the attendees of the dance, seconded by Amanda Reed. Vote: 5-0, unanimous.**

Ms. Eib directed the Board Secretary to write a letter to the Truro Treasures Committee informing them of the decision.

Discussion of BOH's input in the Cape Cod Commission's role in site review for the N. Unionfield well field

Ms. Eib asked that this agenda item be postponed until the next regular meeting due to Selectmen Gary Palmer's absence.

Increase in BOH fees

The Board reviewed the present fee schedule and were asked by the Board of Selectmen if an increase was in order. Two members of the Board of Selectmen, two members of the Finance Committee and two members of the Board of Health will be meeting on Tuesday, November 13, 2007 at 4:00 p.m. to discuss a possible increase in fees. **Mark Peters moved to not increase the Board of Health's fees at this time and will represent the Board of Health along with Tim Rose at the meeting on November 13, 2007, seconded by Lucy Brown. Vote: 5-0, unanimous.**

Other**Reorganization of the Board**

Dianne Eib asked if the Board would like to reorganize the members. All members were in agreement that all positions should remain the same, Dianne Eib as chairman, Lucy Brown as vice-chairman and Mark Peters as clerk. **Mark Peters moved to continue with present Board positions as follows: Dianne Eib as chairman, Lucy Brown as vice-chairman and Mark Peters as clerk, seconded by Tim Rose. Vote: 5-0, unanimous.**

Next Agenda Items

- a. Discussion of North Unionfield well field
- b. Discussion of Bedroom Definition
- c. Discussion of requiring pumping septic systems mandatory

Adjournment- Mark Peters moved to adjourn at 5:36 pm, seconded by Tim Rose. Vote: 5-0, unanimous.

Dianne Eib, Chairman

Tracey Rose

Lucy Brown, Vice-Chairman

Tim Rose

Mark Peters, Clerk

Amanda Reed, Alternate